

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

|   |   |                                |
|---|---|--------------------------------|
| <b>TERESA BROPHY,</b>                       | ) | <b>CASE NO. 5:08CV2111</b>     |
|   | ) |                                |
| <b>PLAINTIFF,</b>                           | ) | <b>JUDGE PETER C. ECONOMUS</b> |
|   | ) |                                |
| <b>V.</b>                                   | ) |                                |
|   | ) |                                |
| <b>COMMISSIONER OF SOCIAL<br/>SECURITY,</b> | ) | <b>MEMORANDUM OPINION</b>      |
|   | ) | <b>AND ORDER</b>               |
|   | ) |                                |
| <b>DEFENDANT.</b>                           | ) |                                |
|   | ) |                                |

This matter is before the Court upon the parties' Joint Proposed Stipulation to Remand. (Dkt. # 15). On September 8, 2008, the instant matter was automatically referred pursuant to L.R. 72.2(b) to United States Magistrate Judge William H. Baughman, Jr. for the issuance of a Report and Recommendation. (Dkt. # 4). On May 5, 2009, Magistrate Judge Baughman issued a Report and Recommendation recommending that the Court reverse and remand the instant matter to the Commissioner of Social Security for further development of the record and a *de novo* decision, pursuant to the fourth sentence of 42 U.S.C. § 405(g). (Dkt. # 16).

The parties have agreed to a joint stipulation to remand this action, pursuant to 42 U.S.C. § 405(g), and neither party has filed objections to Magistrate Judge Baughman's Report and Recommendation. Therefore, the Report and Recommendation of Magistrate Judge Baughman is hereby **ADOPTED**. (Dkt. # 16). The parties' joint stipulation is **APPROVED**. (Dkt. # 15). This action is **REMANDED** to the Social Security

Administration for further proceedings consistent with Magistrate Judge Baughman's Report and Recommendation.

**IT IS SO ORDERED.**

/s/ Peter C. Economus – May 20, 2009  
**PETER C. ECONOMUS**  
**UNITED STATES DISTRICT JUDGE**